



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT DIVISION

RESPONSE/AMENDMENT

Applicant: Bruce A. Jennings) October 16, 2004
Appl. No.: 09/848,789) Attorney Docket No. RAR358.01
Filing Date: 05/04/2001) Group Art Unit 2834
Title: Annular Electro-Mechanical Battery) Examiner: Tamai, Karl I.

HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
Alexandria, VA 22313-1450

In response to the communication from the Examiner dated June 17, 2004, applicant respectfully requests that the following amendments be entered pursuant to the provisions of 37 C.F.R. §§ 1.116, and reconsideration of the amended application be considered in light of the following:

1. The Examiner's Office Action dated June 17, 2004, provided for a three (3) month shortened statutory period, which expired September 17, 2004. This response/amendment is being filed on October 18, 2004, which is believed to be within the one month extension period in which to file a response/amendment (October 17, 2004 being a Sunday and October 18, 2004 being the Monday immediately following). As a result, a one month extension fee of \$55.00 is included herewith for the one month extension of time for a small entity. To the extent it is determined that an additional extension is required, please consider this a petition therefor.

Certificate of Express Mailing - 37 C.F.R. § 1.10

Express Mail Label No.: ER188137145US Date of Deposit: 10/18/2004

I hereby certify that the papers and/or fees identified in this letter are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Richard A. Ryan (PTO #39,014)

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02 FC:2201 44.00 OP
03 FC:2202 27.00 OP